

**LEXINGTON-FAYETTE URBAN COUNTY COUNCIL**

**WORK SESSION AGENDA**

**December 7, 2010**

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary – Yes, November 23, 2010, pp.6-10**
- IV. Budget Amendments – Yes**
- V. New Business, pp. 12-53**
- VI. Continuing Business / Presentations**
  - A. Council Budget & Finance Committee, pp.54-55**
  - B. Land Use & Watershed Management Inspect on  
Stormwater Runoff  
Mr. Charlie Martin, Director of Water Quality**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**
- X. Closed Session – Pending Litigation**

## ADMINISTRATIVE SYNOPSIS

### New Business Items

- A. Authorization to Accept an Award from the US Department of Justice on Behalf of the Department of Public Safety, Division of Police and the Fayette County Sheriff's Office for Purchase of Bulletproof Vests – FY2011. (588-10) (Gooding/Bennett).  
This request will authorize the acceptance of an award in the amount of \$41,057.20 from the US Department of Justice for purchase of bulletproof vests on behalf of the Division of Police and the Fayette County Sheriff's Office. The Division of Police will receive \$37,387 to purchase approximately one hundred (100) vests. A local match of 50% (\$37,387) is required and budgeted in the Division's General Fund budget. The Fayette County Sheriff's Office will be offered \$3,670 to purchase approximately ten (10) vests and will provide the match from their budget.**p.12**
- B. Authorization to Purchase from Equipment Simulation, LLC on Behalf of the Department of Public Safety, Division of Fire & Emergency Services. (589-10) (Hendricks/Bennett).  
This request will authorize the purchase of CommandSim™ Fire Department Simulation Software and on-site training in the amount of \$32,950 from Equipment Simulation, LLC on behalf of the Division of Fire & Emergency Services to train and evaluate fire personnel during simulated scenarios. Funds awarded through the FY2010 Assistance to Firefighters Grant will be used for the purchase of the software.**p.13**
- C. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Public Safety, Division of Emergency Management/911. (595-10) (L. Jarvis/Bennett)  
This request authorize an amendment to Section 21-5 of the Code of Ordinances to abolish two (2) positions of Telecommunicator Supervisor (Grade 116E) and create two (2) positions of Telecommunicator Supervisor Sr. (Grade 117E) within the Division of Emergency Management/911. The fiscal impact for FY2011 will be \$4,832.62.with 80% funded through the Enhanced 911 fund and 20% funded by the General Fund budget. Total annual impact is \$9,665.24.**p.14**
- D. Authorization of Change Order No. 1 to Contract with L-M Asphalt Partners, Inc. (d/b/a ATS Construction) for the Bluegrass Aspendale Collector Street Project – Phase 3. (FINAL) (581-10) (Rayan/Webb)  
This request will authorize approval of Change Order No. 1 to decrease contract amount by \$70,938.66 with L-M Asphalt Partners, Inc. (d/b/a ATS Construction) for the Bluegrass Aspendale Collector Street project – Phase 3. This change order adjusts the final quantities required to complete this portion of the project. Original contract amount was \$829,172.32. Final contract amount is \$768,233.66.**pp.15-19**

- E. Authorization of an Expansion Area Development Exaction Agreement with North Forty Properties, LLC Regarding the Clark Property Development in Expansion Area 2-A. (585-10) (King/Webb).  
This request will authorize approval of an Expansion Area Development Exaction Agreement with North Forty Properties, LLC for construction of a sanitary sewer trunk line and dedication of .58 acres of non-floodplain greenway regarding the Clark Property development in Expansion Area 2-A. The proposed construction has been reviewed and approved by the Division of Engineering and the Exaction Credit Advisory Committee.**p.20**
- F. Authorization of an Execution of an Expansion Area Development Exaction Agreement with Silver Oaks Real Estate Investments, Inc. Regarding the Hamburg Place Development in Expansion Area 2-A. (586-10) (King/Webb).  
This request will authorize approval of an Expansion Area Development Exaction Agreement with Silver Oaks Real Estate Investments, Inc. for construction of storm water management facilities within the wetlands and floodplain area regarding the Hamburg Place development in Expansion Area 2-A. The proposed construction has been reviewed and approved by the Divisions of Engineering and Water Quality and the Exaction Credit Advisory Committee.**p.21**
- G. Authorization to Adopt an Ordinance Pursuant to Section 2-1(a) of the Code of Ordinances Regarding the 2011 Council Schedule of Meetings. (582-10) (Langston)  
This request will authorize an adoption of an Ordinance pursuant to Section 2-1(a) of the Code of Ordinances for calendar year 2011 Council schedule of dates and times of meetings in accordance with KRS 61.820.**pp.22-26**
- H. Authorization to Amend Section 1 of Resolution No. 615-2010 to Correct Grade Levels. (583-10) (L. Jarvis/Rumpke).  
This request will authorize an amendment to Section 1 of Resolution No. 615-2010, to correct the grade level of Brandon Dunstan from 111N to 112N and the grade levels of Clarence Burnett and Gordon Gillian from 111N to 109N. There are no other changes associated with this amendment.**p.27**
- I. Authorization to Accept an Award Offered by the Kentucky Justice and Public Safety Cabinet on Behalf of the Domestic Violence Prevention Board – FY2011. (584-10) (Gooding/Helm).  
This request will authorize the acceptance of federal funds in the amount of \$6,000 offered by the Kentucky Justice and Public Safety Cabinet on behalf of the Domestic Violence Prevention Board to print domestic violence community resource booklets, safety plans, kids safety plans and partner stalking brochures in English and Spanish. The source of funds is the US Department of Justice, Office on Violence Against Women. No matching funds are required.**p.28**

- J. Authorization of a Rental Agreement with Crestwood Christian Church for the *Meeting the Challenges and Opportunities of Aging Conference*. (593-10) (Helm)  
This request will authorize the approval of a Rental Agreement for the Mission Center at the Crestwood Christian Church for the *Meeting the Challenges and Opportunities of Aging Conference* on May 21, 2011. The Conference is funded by contributions managed by the Fayette County Cooperative Extension Service. There is no budgetary impact for LFUCG.**p.29**
- K. Authorization of Facility Usage Contract with the Fayette County Board of Education (FCBE) on Behalf of the Department of General Services, Division of Parks & Recreation for the Youth Basketball Program. (587-10) (Hancock/Cole)  
This request will authorize approval of a Facility Usage Contract in the amount of \$4,738.24 with the FCBE on behalf of the Division of Parks & Recreation for use of the Millcreek Elementary gymnasium for the Youth Basketball program. Funds are budgeted.**pp.30-31**
- L. Authorization to Amend Sections 21-14, 22-13, 23-16, and 23-18 of the Code of Ordinances Relating to Ratification of Probationary Appointments (590-10) (Askew).  
This request will authorize approval of an Ordinance to amend Sections 21-14, 22-13, 23-16 and 23-18 of the Code of Ordinances relating to ratification of probationary appointments for compliance under the Americans with Disabilities Act (ADA). The proposed Ordinance has been reviewed and approved by the Kentucky Commission on Human Rights.**pp.32-42**
- M. Authorization of a Surety Bond for Stephen Hamlin, 3<sup>rd</sup> District Constable, Pursuant to KRS 62.055 and Section 22-55.1 of the Code of Ordinances. (591-10) (Askew)  
This request will authorize approval of a Surety Bond for Stephen Hamlin, 3<sup>rd</sup> District Constable, in the amount of \$10,000 pursuant to KRS 62.055 and Section 22.55.1 of the Code of Ordinances.**p.43**
- N. Authorization of Change Order No. 2 to Contract with TEAM Contracting, LLC Regarding the Town Branch Wastewater Treatment Plant – Primary Effluent Pump Station Replacement Project. (FINAL) (592-10) (Martin/Bush)  
This request will authorize approval of Change Order No. 2 with TEAM Contracting, LLC regarding the Town Branch WWTP – Primary Effluent Pump Station Replacement project. Final payment includes additional labor and equipment for removal and relocation of a 12-inch ductile iron drain line and terminates TEAM Contracting, LLC for default on contract. Original contract amount was \$1,340,000. Total of previous change order was \$188,192. Final contract amount is \$1,544,866.85. There is no budgetary impact.  
**pp.44-48**

- O. Authorization of a Tender Agreement with Great American Insurance Company to Accept TSI Paving to Complete the Town Branch Wastewater Treatment Plant – Primary Effluent Pump Station Replacement Project . (596-10) (Martin/Bush)

This request will authorize a Tender Agreement in the amount of \$116,236.74 with Great American Insurance Company to accept TSI Paving to complete the Town Branch WWTP – Primary Effluent Pump Station Replacement project previous awarded to TEAM Contracting, LLC. There is no budgetary impact.**pp.49-50**

- P. Authorization to Assign Contract No. 147-2009 to TSI Paving to Replace TEAM Consulting Regarding the Town Branch Wastewater Treatment Plant – Primary Effluent Pump Station Replacement Project. (597-10) (Gooding/Bush)

This request will authorize the assignment of Contract No. 147-2009 in the amount of \$686,412 to TSI Paving to replace TEAM Consulting, LLC as contractor for the Town Branch WWTP – Primary Effluent Pump Station Replacement project.**pp.51-52**

- Q. Authorization of an Energizing the Arts Confidentiality Agreement by and between Paladin, Inc., Bluegrass PRIDE and LFUCG for Energy Assessment Services. (594-10) (Gooding/Bush)

This request will authorize an Energizing the Arts Confidentiality Agreement by and between Paladin, Inc., Bluegrass PRIDE and LFUCG for energy assessment services for the Energizing the Arts program. This Agreement assures information collected by Paladin Inc. will not be shared with or among the five (5) nonprofit art facilities applying for funding under the Energizing the Arts program.**p.53**